



1008364-3

Declaration

2861
JLW
B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Barry Bronson

Art Unit: 2861

Examiner: Pham, Hai Chi

Serial Number: 10/044,676

Filed: January 11, 2002

Title: LABELING APPARATUS AND METHOD FOR DISK
STORAGE MEDIA

Date: May __, 2004

DECLARATION UNDER 37 CFR §1.131

As the Inventor and Applicant of the above patent application, I hereby declare that:

The original Invention Disclosure demonstrating conception of the invention for the above referenced application was submitted by me and received by the Hewlett-Packard Legal Department before the August 31, 2001 of the Hirotune reference, US Patent No. 6,532,034B2 and the October 29, 2001 filing date of the Honda reference, US Patent Application Publication No. 2002/0191517A1. Due diligence was taken by me to the filing of the Application as shown by Exhibits A-J describe below. This Invention Disclosure, with dates redacted, is shown in Exhibit I.

Exhibit J is a copy of the Request for Quote and Engagement Letter signed August 29, 2001 by the attorney assigned to write the case. This date is just prior to the August 31, 2001 filing date of the Hirotune reference. Confirmation to proceed was given by the managing HP attorney on September 6, 2001.

Exhibit H is a copy of the billing invoice from the Law Firm of the writing attorney showing the prior art search began on September 14, 2001 and that the attorney continued to diligently work on the case to prior to the October 29, 2001 filing date of the Honda reference.

Exhibit A is a fax cover sheet dated 10/10/2001 (prior to 10/29/01 Honda date) from me to the Attorney writing the case describing the drawings received the day prior.

Exhibit B is a copy of fax cover sheet dated 12/28/2001 indicating that a first draft of the patent application and hand drawings were sent to me that day.

Exhibit C is a copy of an email dated 12/28/2001 from the attorney writing the case to me confirming that a first draft of the patent application was being faxed.

Exhibit D is a copy of a letter dated 1/3/2002 from the attorney writing the case to me confirming that "a second draft" incorporating my feedback from the first draft was enclosed along with formal documents for signature.

Exhibit E is a copy of the "Filing Procedures Checklist" received 1/11/2002 (the filing date of my application) noting that the required date for receipt by HP and filing with the USPTO was 2/23/2002, which was 5 weeks after the actual filing date of 1/11/2002.

Exhibit F is a copy of the Express Mail receipt showing a date of 1/11/2002 of filing of the application with the US Postal Office and addressed to the Commissioner for Patents.

Exhibit G is a copy of a fax cover sheet dated 1/11/2002 from the attorney writing the case to the Patent Agent within HP responsible for the case indicating that the case was filed that day, and a copy of the patent application transmittal filed by express mail.

Exhibit H is a copy of the invoice submitted by the attorney writing the case showing the time spent working on the case. This document shows that the attorney interviewed me and completed the original draft of the Application on 10/11/2001 prior to the 10/29/01 filing date of Honda.

All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statement may jeopardize the validity of the application or any patent issued therefrom.

Barry Bronson

 Barry Bronson 5-1904

13750 Via Alto Court date
Saratoga, CA 95070



Exhibit A

fax of drawings for PDNO 10008364.txt

From: Bronson, Barry
Sent: Wednesday, October 10, 2001 2:59 PM
To: 'Gregg Jansen'
Subject: fax of drawings for PDNO 10008364

Hello Gregg,

The 9 Oct. drawings look good. In figure 2, it should be pointed out that 121 and 221 can be independent or the same. Also, the image implies a screw drive that moves the heads. It could be desirable to move the screw in 121 or 221, while keeping 118/214 at a fixed location at the end of the screw. This would provide a means of getting the heads out of the way when a disk is inserted or removed.

Alternatively, we discussed use of a pivoted head assembly such as is used in hard disk drives. This could have advantages in being easier to swing out of the way for loading/unloading.

Regards,

Barry

Barry Bronson
New Business Development
Intellectual Property Management
Hewlett-Packard Labs
1501 Page Mill Road, 3U-14
Palo Alto, CA 94304
(650) 857-3033
barry_bronson@hp.com

12/28/2001 11:40 FAX 4023331510

ROTHWELL FIGG OMAHA

001/027

**ROTHWELL, FIGG, ERNST & MANBECK**13906 Gold Circle - Suite 204
Omaha, Nebraska 68144

Telephone (402) 333-1550

Fax (402) 333-1510

E-mail gjansen@rothwellfigg.com**FACSIMILE INFORMATION SHEET**

DATE: December 28, 2001

CONFIDENTIALITY NOTICE: The information contained in this facsimile message and the documents accompanying this facsimile message are attorney privileged and confidential information intended only for the use of the individual or entity named below. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service.

THE FOLLOWING PAGES ARE FOR:

Individual: Susan E. Heminger
Company: Hewlett-Packard Company
Fax No.: 650/852-8063
Transmitting Party: Gregg Jansen
ROTHWELL, FIGG, ERNST & MANBECK

Total Number of Pages Transmitted, including this sheet: 26

RE: Labeling Apparatus and Method for Disk Storage Media
PDNO 10008364
Our ref.: N1424-037
To be Filed by: 02/23/2002

Message: Hi Sue:

Enclosed is a first draft of the patent application and hand drawings sent to the inventor today. Thanks.

Gregg



Exhibit C

PDNO 10008364.txt

From: Gregg Jansen [gjansen@tcon1.com]
Sent: Friday, December 28, 2001 9:37 AM
To: barry_bronson@hp.com
Subject: PDNO 10008364

Hello Barry,

I hope your holidays were good. I am currently faxing a first draft of your patent application. Please review it and provide me with any changes, additions, or corrections you may have. Also please let me know if you would like to have any changes made to the drawings. When you are satisfied with the drawings, I will send them to our draftsman for finalizing. Thanks.

Regards,
Gregg

--

This e-mail message is confidential and is intended only for the named recipient(s). It may contain information that is privileged, attorney work product, or exempt from disclosure under applicable law. If you are not the intended recipient, do not disclose, print, copy, or disseminate any information herein. Please notify us immediately by telephone and return any printouts to us via the U.S. Postal Service. Thank you.

Gregg Jansen
Rothwell, Figg, Ernst & Manbeck, P.C.
13906 Gold Circle, Suite 204
Omaha, NE 68144
phone: (402) 333-1550
fax: (402) 333-1510
e-mail: gjansen@rothwellfigg.com

LAW OFFICES
ROTHWELL, FIGG, ERNST & MANBECK
SUITE 204
13906 GOLD CIRCLE
OMAHA, NE 68144
TELEPHONE 402-333-1550
FACSIMILE 402-333-1510

ROBERT J. JONDLE, Ph.D.
E-MAIL: rjondle@rothwellfigg.com

GREGG L. JANSEN
E-MAIL: gjansen@rothwellfigg.com

NANCY T. MORRIS
E-MAIL: nmorris@rothwellfigg.com

LISA FAHLEN ELDRICH
E-MAIL: leldrich@rothwellfigg.com

WASHINGTON, D.C. OFFICE
COLUMBIA SQUARE
SUITE 701 EAST TOWER
555 THIRTEENTH STREET, N.W.
WASHINGTON, D.C. 20004

(202) 783-6040

January 3, 2002

Mr. Barry Bronson
Hewlett-Packard Company
MS 3U-14
1501 Page Mill Road
Palo Alto, CA 94304-1126

Via Overnight Delivery

RE: Patent Application Forms for "Labeling Apparatus and Method for Disk Storage Media"
HP PDNO 10008364-1; Our Docket No.: N1424-037

Dear Barry:

Enclosed is a Declaration/Power of Attorney and Assignment for you to sign and date for the above-referenced patent application. Do not sign the documents until we have arrived at a final patent application. If you have any additional corrections, additions, or changes, please let me know as soon as possible and hold on to the forms.

When signing the documents, please sign them with BLUE ink. As you are presently employed with Hewlett-Packard, you do not need to sign the Assignment in the presence of a notary public.

Also enclosed is a second draft of the patent application, incorporating the feedback I received on the first draft. The second draft contains a strikethrough for deleted material and new material is in bold. I have also included another set of the informal drawings.

Please send the forms back to me as soon as possible after signing (via some form of overnight delivery), so that I can file the patent application.

Sincerely,



Gregg Jansen

/sav
Enclosures

Filing Procedures Checklist
 For Outside Counsel
 When Filing USPTO Application
Customer Number 022879

HP PDNO: 10008364-1 Date for Receipt by HP: Feb. 23, 2002
 Your ref. No: N1424-037 Date to be Filed in USPTO: Feb. 23, 2002

Outside Counsel is responsible for returning ALL items unless marked by "N/A"

NEW APPLICATIONS

- ☒ Request for Quote executed and returned to HP for signature (via FAX or email) within 10 business days
- ☒ Confirmation RFQ received from HP
- ☒ Final draft approved by inventor(s) and HP Responsible Attorney as necessary and submitted to HP
- ☒ Confirmation postcard addressed to HP*
- ☒ Copy of all filing documents for HP's file within one week from filing date
- ☒ Prepared Transmittal Letter
- ☒ Executed Declaration and Power of Attorney indicating HP as correspondent
- ☒ Original executed Assignment (returned to HP for filing later)
- ☒ Copy of Application on A4 paper according to PCT header and margin requirements
- ☒ Set of Reduced Claims and Abstract with reference numbers for foreign filing
- ☒ Formal drawings according to PCT (Delete EPO) format
- ☒ IDS (if applicable), Form 1449 and copy of cited references
- ☒ Electronic copy of application on diskette or CD (not via email or internet)
- ☒ Electronic copy of drawings as .pdf file on same diskette
- ☒ Copy of transmittal and Declaration faxed to HP **on date application mailed to USPTO by O/C**
- ☒ Shortest independent claim having 175 words or less
- N/A Prepare Request for Non-US Publication Under 35 U.S.C. 122(b)(2)(B)(i)
- N/A Prepare Request for Early Publication

Dee E Timmons
 Hewlett-Packard Company
 1501 Page Mill Road
 Mailstop 4U-10
 Palo Alto, CA 94304-1126



Exhibit F

EL297055053US

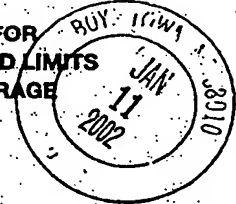


POST OFFICE TO ADDRESSEE

ORIGIN (POSTAL USE ONLY)

PO ZIP Code 68010	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In 1/11/02	<input checked="" type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 1.00
Time In 2:14	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 12 lbs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials X	Total Postage & Fees \$ 1.00

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ON INSURANCE COVERAGE



Customer Copy
Label 11-F July 1997

TO (POSTAL USE ONLY)

METHOD OF PAYMENT:
Express Mail Corporate Acct. No. _____
Federal Agency Acct. No. or
Postal Service Acct. No. _____

FROM: (PLEASE PRINT)

PHONE **402, 333-1550**

**Gregg Jansen
ROTHWELL FIGG ERNST & KURZ
13906 GOLD CIR STE 204
OMAHA NE 68144-2336**

TO: (PLEASE PRINT)

PHONE _____

**Commissioner for Patents
Washington, D.C. 20231**

PLEASE HANG

FOR PICKUP OR TRACKING CALL 1 800 222-1811 www.usps.gov



122
F02
T12

ROTHWELL, FIGG, ERNST & MANBECK

13906 Gold Circle - Suite 204
Omaha, Nebraska 68144

Telephone (402) 333-1550

Fax (402) 333-1510

E-mail gjansen@rothwellfigg.com

FACSIMILE INFORMATION SHEET

DATE: January 11, 2002

CONFIDENTIALITY NOTICE: The information contained in this facsimile message and the documents accompanying this facsimile message are attorney privileged and confidential information intended only for the use of the individual or entity named below. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service.

THE FOLLOWING PAGES ARE FOR:

Individual: Susan E. Heminger
Company: Hewlett-Packard Company
Fax No.: 650/852-8063
Transmitting Party: Gregg Jansen
ROTHWELL, FIGG, ERNST & MANBECK

Total Number of Pages Transmitted, including this sheet: 3

HP Reference No.: PDNO 10008364-1

Message: Sue:

Enclosed is a copy of the patent application transmittal filed by Express Mail to the United States Patent Office today. A complete copy will be sent to you under separate cover by regular U.S. mail.

Gregg

01/11/2002 14:38 FAX 4023331510

ROTHWELL FIGG OMAHA

002/003

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10008364-1

IN THE U.S. PATENT AND TRADEMARK OFFICE
Patent Application Transmittal Letter

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is a(n): ☒ Utility ☐ Design☒ original patent application,☐ continuation-in-part application

INVENTOR(S): Barry Bronson

TITLE: Labeling Apparatus and Method for Disk Storage Media

Enclosed are:

- (X) The Declaration and Power of Attorney. ☒ signed ☐ unsigned or partially signed
 (X) 4 sheets of drawings (one set) ☐ Associate Power of Attorney
☐ Form PTO-1449 ☒ Information Disclosure Statement and Form PTO-1449
☐ Priority document(s) ☐ (Other) (fee \$)

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	21 — 20	1	X \$18	\$ 18
INDEPENDENT CLAIMS	3 — 3	0	X \$84	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$280	\$ 0
BASIC FEE: Design (\$330.00); Utility (\$740.00)				\$ 740
TOTAL FILING FEE				\$ 758
OTHER FEES				\$
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 758

Charge \$ 758 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

"Express Mail" label no. EL297055053US

Date of Deposit Jan. 11, 2001

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Washington, D.C. 20231

By

Typed Name: Shirley A. Votrohek

Respectfully submitted,

Barry Bronson

By

Gregg Jansen

Attorney/Agent for Applicant(s)

Reg. No. 46,799

LAW OFFICES
ROTHWELL FIGG ERNST & MANBECK
 A PROFESSIONAL CORPORATION
 1425 K STREET, N.W.
 SUITE 800
 WASHINGTON, D.C. 20005
 TELEPHONE (202) 783-6040
 I.R.S. NO. 52-1101097

Susan,
 Please provide
 the subcase.

Thanks,
 Rhonda

To Finance
 4-8-02

HEWLETT-PACKARD COMPANY
 Legal Department, M/S 1068
 P.O. Box 10301
 Palo Alto, CA 94303-0890
 Attention: Financial Administrator

February 28, 2002
 Client: N1424
 Matter: 000037
 Invoice #: 91690

Page: 1

RE: Patent Matter
 Title: LABELING APPARATUS AND METHOD FOR DISK
 STORAGE MEDIA
 Your Reference: HP.10008364
 Attorney: Susan E. Heminger

CT 194:24
 SEH

For Professional Services Rendered Through January 31, 2002

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
09/14/2001	GLJ	Search.	0.90	\$195.00	\$175.50
09/19/2001	GLJ	Review search results.	0.20	\$195.00	\$39.00
10/01/2001	GLJ	Work on drawings and outline.	3.00	\$195.00	\$585.00
10/02/2001	GLJ	Work on outline.	1.10	\$195.00	\$214.50
10/03/2001	GLJ	Interview inventor; revise outline.	0.80	\$195.00	\$156.00
10/04/2001	GLJ	Revise outline and drawings.	1.40	\$195.00	\$273.00
10/05/2001	GLJ	Telephone conference with inventor.	0.80	\$195.00	\$156.00
10/08/2001	GLJ	Work on description, background and drawings.	1.10	\$195.00	\$214.50
10/09/2001	GLJ	Work on description and drawings.	5.50	\$195.00	\$1,072.50
10/10/2001	GLJ	Work on description and claims.	2.30	\$195.00	\$448.50
10/11/2001	GLJ	Work on claims, summary, description and drawings.	4.80	\$195.00	\$936.00
11/30/2001	VMD	Review and revise draft patent application.	1.70	\$355.00	\$603.50

February 28, 2002

Client: N1424

Matter: 000037

Invoice #: 91690

Page: 2

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
12/28/2001	GLJ	Complete draft; send to inventor.	0.55	\$192.73	\$106.00
Total Professional Services			24.15		\$4,980.00

PERSON RECAP

Person	Hours	Rate	Amount
VMD VINCENT M. DELUCA	1.70	\$355.00	\$603.50
GLJ GREGG L. JANSEN	0.55	\$192.73	\$106.00
GLJ GREGG L. JANSEN	21.90	\$195.00	\$4,270.50

DISBURSEMENTS

Description of Disbursements	Amount
Formal Drawings	\$120.00
Total Disbursements	\$120.00

Total Services	\$4,980.00
Total Disbursements	\$120.00
Total Current Charges	\$5,100.00
TOTAL AMOUNT DUE	\$5,100.00

FAU

7682
00-1039

APPROVED FOR PAYMENT

[Signature]

3/28/02

Date

WE APPRECIATE YOUR BUSINESS. Please send payments to our Washington D.C. office. If you have any questions, please call Bob Jondle at (402) 333-1550.

APPROVED FOR PAYMENT

[Signature]

4/5/02

Date

HPW FILED S. only

INVENTION DISCLOSURE

PDNO 10008364

DATE RCVD [REDACTED]

PAGE ONE OF

ATTORNEY *Sum*

Actions: The information contained in this document is **COMPANY CONFIDENTIAL** and may not be disclosed to others without prior authorization. Submit this disclosure to the HP Legal Department as soon as possible. No patent protection is possible until a patent application is authorized, prepared, and submitted to the Government.

Descriptive Title of Invention:

CD Writer Thermal Printing Labels

Name of Project:

None

Product Name or Number:

None

Was a description of the invention published, or are you planning to publish? If so, the date(s) and publication(s):

No

Was a product including the invention announced, offered for sale, sold, or is such activity proposed? If so, the date(s) and location(s):

No

Was the invention disclosed to anyone outside of HP, or will such disclosure occur? If so, the date(s) and name(s):

No

If any of the above situations will occur within 3 months, call your IP attorney or the Legal Department now at 1-898-4919 or 970-898-4919.

Was the invention described in a lab book or other record? If so, please identify (lab book #, etc.) No

Was the invention built or tested? If so, the date: No

Was this invention made under a government contract? If so, the agency and contract number: No

Description of Invention: Please preserve all records of the invention and attach additional pages for the following. Each additional page should be signed and dated by the inventor(s) and witness(es).

- A. Prior solutions and their disadvantages (if available, attach copies of product literature, technical articles, patents, etc.).
- B. Problems solved by the invention.
- C. Advantages of the invention over what has been done before.
- D. Description of the construction and operation of the invention (include appropriate schematic, block, & timing diagrams; drawings; samples; graphs; flowcharts; computer listings; test results; etc.)

Signature of Inventor(s): Pursuant to my (our) employment agreement, I (we) submit this disclosure on this date: [REDACTED].

5103 Barry Bronson

Signature

857-3033

3U-14

HPL

Employee No.

Name

Telnet

Mailstop

Entity Acronym



INVENTION DISCLOSURE

COMPANY CONFIDENTIAL

PAGE ____ OF ____

Signature of Witness(es): (Please try to obtain the signature of the person(s) to whom invention was first disclosed.)

The invention was first explained to, and understood by, me (us) on this date: [REDACTED]

Full Name

Signature

Date of Signature

Full Name

Signature

Date of Signature

Inventor & Home Address Information: (If more than four inventors, include addl. information on a copy of this form & attach to this document)

Inventor's Full Name

Barry Bronson

Street

13750 Via Alto Court

City

Saratoga

State

Zip

CA

95070

Do you have a Residential P.O. Address? P.O. BOX

City

State

Zip

elected as (nickname, middle name, etc.)

Citizenship

USA¹

Description of Invention: Please preserve all records of the invention and attach additional pages for the following. Each additional page should be signed and dated by the inventor(s) and witness(es).

A. Prior solutions and their disadvantages (if available, attach copies of product literature, technical articles, patents, etc.).

Prior solutions including PNDO 10005058 and USPTO 6074031 describe a discrete print mechanism and ink supply integrated in or with a CDRW or DVDRW drive that can print labels on the recording media. These approaches add cost, bulk, and maintenance (replacing consumables) to a basic drive.

B. Problems solved by the invention.

The invention eliminates the need for an ink supply and other additional parts by using the existing laser writing device to write to a thermally sensitive label or coating on the recording media.

C. Advantages of the invention over what has been done before.

To date, labels have been printed on a printer or by hand and then attached to a writable disk. With the conventions specified in section A, the writing can be done within the disk writer directly on the disk, but require additional moving hardware components and a replaceable ink supply. This invention can be implemented at minimal incremental cost, will not increase the form factor of the device, and will not require the replacement of consumables.

D. Description of the construction and operation of the invention (include appropriate schematic, block, & timing diagrams; drawings; samples; graphs; flowcharts; computer listings; test results; etc.)

The invention uses the writing laser diode in an optical disk writer to heat a thermal sensitive coating on a disk or the coating on an attached label on the label side of a writable optical disk (CDRW, DVDRW, et al). The thermal sensitive coating can be similar to thermal FAX paper in that it changes from white to black when heated. In operation, the disk would be removed, turned over, and re-inserted. The disk rotation and laser servo subsystems would be used to position the laser to write very high-resolution markings on the label side of the disk. Color printing could be achieved by making the thermal coatings multi-layer or color patterned (under a white top surface). In the multi-layer approach, the laser could be modulated to burn through the appropriate number of layers to reach the intended color. In a color patterned coating, pre-printed alignment marks could be read by the drive to align the laser, then the printing laser would be directed to burn through the top layer to expose one or more color sub-pixels. An additional claim is that the disk could be ejected with the label always be properly aligned (top to bottom) for easy reading.

Request for Quote and Engagement Letter Agreement

RE: Hewlett-Packard Docket No.10008364-1

Application No.:

Confirmation No.:

- ☒ This is a request for a quote for the following services:
☐ This is a confirmation of your quote for the following services:

please proceed
9/6/01

PREPARE

- ☒ Application ☒ File with USPTO
☐ Response ☐ Return to HP for filing
☐ Other _____

☒ YOUR FINISHED PRODUCT TO HP SHOULD INCLUDE ALL ITEMS ON THE ENCLOSED CHECKLIST.

HP REQUIRED DATES: _____ Date for Receipt by HP
02/23/2002 Date to be Filed in PTO

HP Attorneys of Record: (to be included on the Declaration)

Customer Number 022879

HP Primary Technical Contact: Barry Bronson

Telephone No.: (650) 857-3033 FAX No.:
 HP Entity: SBF
 Address: 1501 Page Mill Road, M/S 3U-14
 Palo Alto, CA 94304

ADDITIONAL TERMS OR INSTRUCTIONS:

TOTAL PRICE: \$ 5,100 (including Formal drawings)

I agree to the terms of this Agreement including the additional terms above, pursuant to the HP Procedures for Outside Counsel revised **OCTOBER 16, 1999**, a copy of which I have received and reviewed. This Agreement will not be binding on either party until signed by an authorized representative of HP.

ROTHWELL, FIGG, ERNST & MANBEC

HEWLETT-PACKARD COMPANY

By: Gregg L. Jansen

Gregg L. Jansen

By: Susan E. Heminger

Susan E. Heminger

Dated: 8/29/01Dated: 9/5/01

REV06/01 (ELA)

MODE MIN/SEC PGS CMD# STATUS
 EC--S 00'21" 001 095 OK

DATE TIME TO/FROM
 09/06 10:48 9 1 402 333 1510

HEWLETT PACKARD

AS OF SEP 06 10:48 PAGE.01

** TX STATUS REPORT **